

BEFORE  
THE PUBLIC SERVICE COMMISSION OF  
SOUTH CAROLINA

DOCKET NOS. 2004-329-T and 2020-21-T - ORDER NO. 2020-355

JUNE 4, 2020

IN RE: Docket No. 2004-329-T – Application of	)	ORDER GRANTING
Palmetto Specialty Transfer LLC (f/k/a H &	)	REINSTATEMENT OF
F Transfer, Inc. d/b/a Palmetto Specialty	)	CERTIFICATE
Transfer) for a Class E (Household Goods)	)	
Certificate of Public Convenience and	)	
Necessity for Operation of Motor Vehicle	)	
Carrier	)	
	)	
and	)	
	)	
Docket No. 2020-21-T – Petition of the	)	
Office of Regulatory Staff to Revoke	)	
Certificates of Public Convenience and	)	
Necessity of Certain Motor Carriers for	)	
Failure to File Annual Reports and/or Gross	)	
Receipts 2019	)	

This matter comes before the Public Service Commission of South Carolina (the “Commission”) by way of the Application of Palmetto Specialty Transfer LLC (“Palmetto Specialty” or “Applicant”) to reinstate the Applicant’s Class E (Household Goods) Certificate of Public Convenience and Necessity No. 9749-C.

On January 15, 2020, a Petition was filed by the South Carolina Office of Regulatory Staff (“ORS”) to Revoke Certificates of Public Convenience and Necessity of certain motor carriers for failure to file annual reports and/or gross receipts<sup>1</sup>; thereby failing to comply with the statutes governing operations of motor vehicle carriers in South

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<sup>1</sup> See Docket No. 2020-21-T.

Carolina. The record reflects that Palmetto Specialty was listed in and served with the Petition to revoke Certificates for noncompliance.

For those motor carriers who had not responded to the prior notifications of noncompliance, a formal hearing regarding the Petition was held on April 8, 2020. The Commission found that the Certificates of Public Convenience and Necessity held by certain carriers, including the Applicant, should be revoked and cancelled for the violation of failing to file annual reports and/or gross receipts. Accordingly, on May 5, 2020, the Commission issued Order No. 2020-307, which cancelled Palmetto Specialty's Certificate No. 9749-C.

On April 29, 2020, the Applicant filed a request seeking reinstatement of the cancelled Certificate. Along with the request, Palmetto Specialty filed its 2019 Annual Report and 2019 Gross Receipts which were previously not filed; thus, the cause for revocation of the Applicant's Certificate.

The Commission has reviewed the case before it and, after due consideration, the Commission concludes that the above-mentioned Certificate should be reinstated, subject to compliance with all the applicable statutes and the Commission's Rules and Regulations, and that prior to such compliance and certification, regulated motor carrier services shall not be provided by the Applicant.

IT IS THEREFORE ORDERED:

1. That Class E (Household Goods) Certificate of Public Convenience and Necessity No. 9749-C of Palmetto Specialty Transfer LLC be, and hereby is, reinstated,

subject to compliance with the applicable statutes and the Commission's Rules and Regulations, and subject to the use of the Applicant's current tariff and bill of lading.

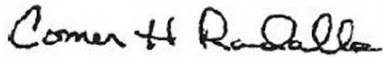
2. That all operating rights authorized under the Certificate are hereby reinstated, subject to compliance with the applicable statutes and the Commission's Rules and Regulations.

3. Failure of the Applicant to complete the above process within ninety (90) days of the date of this Order, or within such additional time as may be authorized by the Commission should an extension of time be approved prior to the expiration of the ninety (90) day time period, shall cause this Order to become null and void, thereby rescinding the authority granted for reinstatement of the Applicant's Certificate. In this event, the request for reinstatement shall be dismissed without prejudice, and no further action by the Commission is necessary.


4. The ORS is requested to furnish to the Commission, every two months, the names and docket numbers of those applicants whose order becomes null and void under the terms of the previous paragraph.

5. This Order shall remain in full force and effect until further order of the Commission.

BY ORDER OF THE COMMISSION:

  
Comer H. "Randy" Randall, Chairman

ATTEST:

  
Jocelyn Boyd, Chief Clerk/Executive Director